

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

AMERICAN EQUITY MORTGAGE, INC.,)	
)	
Plaintiff/Counter Defendant,)	
)	
v.)	Case No. 4:05CV1529 RWS
)	
RAY VINSON, JR.,)	
)	
Defendant/Counter Claimant.)	

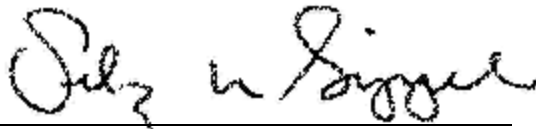
MEMORANDUM AND ORDER

Pending before the Court are Ray Vinson's motion for leave to file a sur-reply [#20] and motion for issuance of third-party summons [#22]. Summons was issued to third-party defendant Deanna Daughetee on November 3, 2005. Both motions are now moot.

Accordingly,

IT IS HEREBY ORDERED that Ray Vinson's motion for leave to file a sur-reply [#20] and motion for issuance of third-party summons [#22] are denied as **MOOT**.

Dated this 13th Day of December, 2005.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE